

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 20, 1961  
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Pro-tem Palmer presiding.

## Roll call:

Present: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Absent: Mayor Miller

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; S. Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Chief of Police

Invocation was delivered by REV. EDWARD ROBINSON, Wilshire Presbyterian Church.

MAYOR PRO-TEM PALMER stated Austin had been singularly honored by awards earned by various Department Heads, and pointed out the City was competing with private industry. These awards were issued at the 22nd Safety Conference in Houston. Mayor Palmer noted besides reducing the cost and human suffering to the workers, there was a financial savings to the city. In 1952, the direct cost of accidents cost the City \$114,900. In 1960 the direct cost was \$37,700. CAPTAIN JIM MUSIC commended the City in its safety consciousness. Mayor Pro-tem Palmer made the awards to the following:

## Group B Industrial Award

E. I. PURSER	- Street & Bridge
V..R. SCHMIDT, JR.	- Water Distribution
S. A. GARZA	- Sewer Department
J. C. BLANKENSHIP	- Power Plant

## Group C Industrial Award

DR. B. M. PRIMER	- Health Department
D. T. JORDAN	- Building Inspection
J. A. SANDBERG	- Cemeteries
MISS MARY RICE	- Libraries

## Group B Certificate of Merit

W. T. WILLIAMS, JR.	- Administration
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## Group C Certificate of Merit

A. ULLRICH	- Filtration Plant
W. K. KINGSBURY	- Engineering Department

## Group B Fleet Safety Award

R. A. MILES - Police Department

## Group C Fleet Safety Award

T. L. TURNER - Electric Department  
 W. H. HILL - Sanitation Department  
 S. R. ROUNTREE - Street & Bridge

## Individual Drivers Award

J. B. JACKSON - Parks Department  
 J. C. POND - Street and Bridge

## City of Austin Safety Department Awards - Achievements within divisions and departments:

BOB BROWN - Building and Grounds  
 W. L. HEATON - Fire Prevention  
 VANCE MURPHY - Airport

Members of the Council complimented the city forces on the safety program and its success. The City Manager stated this program consisted of individual participation, and stated the organization of the Safety Program was a part of the Personnel Department with MR. FRANK BEARDSLEY as director. He said many visitors from other cities came to see about the operation of the safety program so they could set up such a program in their city.

MR. KEN NORDEMAN appeared before the Council requesting permission to park a "covered wagon" in front of the Co-Op, for publicity purposes in connection with the Varsity Carnival in which the ACACIA FRATERNITY will participate in a show, "The Alamo". Their original request to take the covered wagon out at nights, was withdrawn due to safety problems. He stated permission from the Co-Op, and the Chairman of the Varsity Carnival had been obtained. He stated the proceeds would go for charitable purposes. Councilman Bechtol moved that since this was in keeping with the policy, and was determined to be a charitable organization, that the ACACIA FRATERNITY be granted permission to park the "covered wagon", as requested. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

The City Manager submitted the following recommendation from D. N. HIGGINS, Chief Power Engineer, and O. E. LUNDELIUS, Chief Electrical Engineer, of BROWN & ROOT, INC., regarding the contract for AUXILIARY SWITCHGEAR, Contract No. 73 (Power Plant, Unit No. 2):

"April 19, 1961

"Mr. W. T. Williams, Jr.  
 City Manager  
 City of Austin  
 P. O. Box 1160  
 Austin 64, Texas

"Dear Mr. Williams:

"Brown & Root, Inc., has examined the bids opened by you at 10:00 A.M. April 13, 1961, in open council meeting for the Unit No. 2 Auxiliary Switchgear, Contract No. 73. Bids were submitted by Federal Pacific Electric Manufacturing Co., I.T.E. Circuit Breaker Company, Westinghouse Electric Corp., General Electric Company, and Allis-Chalmers Mfg. Co.

"On the basis of lowest price with escalation and satisfactory delivery, it is recommended that the Allis-Chalmers Manufacturing Company be awarded the contract for the Switchgear and Spare Parts (Item III) for the sum of \$74,850.00.

"Very truly yours,

"BROWN & ROOT, INC.

"s/ D. N. Higgins  
Chief Power Engineer

"s/ O. E. Lundelius  
Chief Electrical Engineer"

The City Manager submitted the following recommendation from D. N. HIGGINS, Chief Power Engineer, and O. E. LUNDELIUS, Chief Electrical Engineer, of BROWN & ROOT, INC., regarding contract for Power Transformers, Contract No. 74 (Power Plant, Unit No. 2):

"April 19, 1961

"Mr. W. T. Williams, Jr.  
City Manager  
City of Austin  
P. O. Box 1160  
Austin 64, Texas

"Dear Mr. Williams:

"Brown & Root, Inc., has examined the bids opened by you at 10:00 A.M. April 13, 1961, in open council meeting for the Power Transformers, Contract No. 74. Bids were submitted by Pennsylvania Transformer Division of McGraw-Edison Company, Westinghouse Electric Corporation, General Electric Company, and Allis-Chalmers Mfg. Co.

"On the basis of the lowest price, after evaluation of losses, firm price, and satisfactory delivery, it is recommended that General Electric Company be awarded the contract for the 140 MVA Transformer and Spare Parts (Item II) for the sum of \$203,524.00.

"It is further recommended on the basis of lowest price, with escalation, and satisfactory delivery, that the 7.5 MVA transformer and Spare Parts (Item III) be awarded to Allis-Chalmers Mfg. Co. for the sum of \$24,577.00.

"Very truly yours,

"BROWN & ROOT, INC.

"s/ D. N. Higgins,  
Chief Power Engineer

"s/ O. E. Lundelius  
Chief Electrical Engineer"

After discussion, Councilman White moved the contract for Switchgear and Spare Parts be awarded to ALLIS-CHALMERS MANUFACTURING COMPANY for the sum of \$74,850.00, for Holly Street Power Plant, Unit No. 2. (Contract No. 73) The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

Councilman White moved the Council award the contract for 140 MVA Transformer and Spare Parts, (Item II) to GENERAL ELECTRIC COMPANY for the sum of \$203,524.00; and the contract for 7.5 MVA Transformer and Spare Parts (Item III) to ALLIS-CHALMERS MFG. CO., for the sum of \$24,577.00. (Contract No. 74) The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

Mr. Higgins pointed out there was a \$40-45,000 savings in this electrical gear. The City Manager stated there were four other items on which they would like to take bids: (1) screens, (2) boiler feed pumps, (3) steel for building, and (4) deaerater and heaters.

The Council noted COUNCILMAN HUB BECHTOL'S birthday this date.

Councilman Perry moved the Council approve the Minutes of April 6th. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

Councilman Perry moved the Council approve the Minutes of the meeting of April 13th. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller  
Present but not voting: Councilman White

MR. EUGENE SANDERS appeared before the Council in the interest of the Pan American Center's sponsoring a show in the Auditorium on April 28th for the purpose of raising funds which will be used in various youth programs to make better citizens of the boys and girls. He asked that the Mayor and Council members purchase a ticket and encourage these people who are sponsoring this undertaking. Mayor Pro-tem Palmer thanked Mr. Sanders for his coming before the Council in this respect.

MR. DAVID BARROW, Chairman of the Planning Commission, appeared before the Council asking that the Planning Department be notified of the date of hearing on the Austin Development Plan, so that the Department and Commission could have all information available. After discussion, Councilman Perry moved the Council set the dates of May 5, 1961, at 7:30 P.M., and May 11, 1961, at 2:00 P.M., as the two dates for public hearing on the Austin Development Plan and that both hearings be held in the Auditorium. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

Mayor Pro-tem Palmer announced that the following zoning application had been withdrawn:

AARON WHITENER	3500-3502 Mills	From "A" Residence
J. B. UPTON, By	1500-02 W. 35th St.	To "GR" General Retail
Odas Jung		NOT Recommended by the Planning Commission.

Pursuant to published notice thereof, the following zoning applications were publicly heard:

JOE M. TEAGUE	1101-1149 E. Avenue	From "B" Residence
By Arthur P. Bagby	800-840 E. 11th St.	To "C" Commercial
	1150-1196 Branch St.	RECOMMENDED by the Planning Commission.

No opposition appeared. Councilman Bechtol moved the change be granted to "C" Commercial. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

The Mayor Pro-tem announced the change had been granted to "C" Commercial and the City Attorney was instructed to draw the necessary ordinance to cover.

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W. H. BULLARD CO.	1601 Sabine Street	From "B" Residence
By W. H. Bullard, Pres.	700-704 E. 16th St.	To "C" Commercial
		RECOMMENDED by the Planning Commission.

Councilman White moved the change be granted to "C" Commercial. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

The Mayor Pro-tem announced that the change had been granted to "C" Commercial and the City Attorney was instructed to draw the necessary ordinance to cover.

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PAUL O. SIMMS	702-06 (704-710) E.	From "B" Residence
By Jon N. Coffee	9th Street	To "C" Commercial
	Additional Area:	RECOMMENDED by the
	700 E. 9th St.	Planning Commission.
	901-05 Sabine St.	

No opposition appeared. Councilman White moved that the change be granted to "C" Commercial. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

The Mayor Pro-tem announced that the change had been granted to "C" Commercial and the City Attorney was instructed to draw the necessary ordinance to cover.

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CARLTON E. BUSKE	3400 Bailey Lane	From "A" Residence
	1300-02 W. 34th St.	To "GR" General Retail

Councilman White moved that the change be granted to "GR" General Retail. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

The Mayor Pro-tem announced that the change had been granted to "GR" General Retail and the City Attorney was instructed to draw the necessary ordinance to cover.

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H. G. WEST	2409 South 1st St.	From "C-1" Commercial
		To "C-2" Commercial
		RECOMMENDED by the
		Planning Commission

Councilman White moved that the change had been granted to "C-2" Commercial. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

The Mayor Pro-tem announced that the change had been granted to "C-2" Commercial and the City Attorney was instructed to draw the necessary ordinance to cover.

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ARTHUR E. PIHLGREN	4814 East Ave. Rear of	From "A" Residence
TRUMAN H. MONTANDON		To "LR" Local Retail
By Arthur E. Pihlgren		RECOMMENDED by the Planning Commission.

Councilman White moved that the change be granted to "LR" Local Retail. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

The Mayor Pro-tem announced that the change had been granted to "LR" Local Retail and the City Attorney was instructed to draw the necessary ordinance to cover.

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W. H. BULLARDUCOALS	2801-2805 Manor Road	From "LR" Local Retail
By W. H. Bullard, Pres.	2209-2215 Curtis Ave.	To "C-1" Commercial
		NOT Recommended by the Planning Commission. Recommended "C" Commercial

Councilman White moved that the change be granted to "C" Commercial. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

The Mayor Pro-tem announced that the change had been granted to "C" Commercial and the City Attorney was instructed to draw the necessary ordinance to cover.

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W. E. THOMPSON	1000-02 W. 33rd St.	From "C" Commercial
By T. B. Kellum	3300-3310 Lamar Blvd.	To "C-1" Commercial
		RECOMMENDED by the Planning Commission.



Mr. Kellum represented the applicant, stating it was desired to construct a doctor's office on this location. Opposition was expressed by MR. WELDON SWENSON who stated traffic would be increased on 44th, which is the only block not paved, and he asked the Council to postpone decision until such time as pavement proceedings have been started and there would be no problems then as to zoning for doctor's office. DR. LOVE asked that this not be postponed and stated he wanted the street paved as much as anyone. Councilman Bechtol moved that the change be granted to "O" Office and that the Director of Public Works be instructed to institute immediately voluntary paving on East 44th Street from Red River west. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

The Mayor Pro-tem announced that the change had been granted to "O" Office and the City Attorney was instructed to draw the necessary ordinance to cover.

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EDGAR S. DAUGHERTY	6208 Burns Street 6221 North Lamar Blvd. (Rear)	From "A" Residence To "C" Commercial NOT Recommended by the Planning Commission Recommend "C" Commercial for West 150.54'.
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Councilman White moved that the change be granted to "C" Commercial on the West 150.54', leaving the remaining 139.32' as "A" Residence. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

The Mayor Pro-tem announced that the change had been granted to "C" Commercial on the West 150.54' and the City Attorney was instructed to draw the necessary ordinance to cover.

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ADA B. TURNER By Phil Mockford	5200-02 Huisache 700-02 Zennia Street Additional Area 702 Zennia Street	From "A" Residence To "O" Office NOT Recommended by the Planning Commission.
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The Council considered the zoning request and asked that the applicant be notified that she would have an opportunity to withdraw the application.

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W. K. JENNINGS ELECTRIC COMPANY	2200-2212 Maple Avenue 2306-2310 East 22nd Street	From "C" Commercial 1st Height and Area To "C" Commercial 2nd Height and Area NOT Recommended by the Planning Commission.
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The Council postponed action.

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MRS. JNO L. MARTIN  
By Joe Lundell

1601-03 N. Congress  
100-02 E. 16th St.

From "B" Residence  
To "LR" Local Retail  
NOT Recommended by the  
Planning Commission

The Council postponed action.

The Council recessed until 3:00 P.M.

RECESSED MEETING

3:00 P.M.

At 3:00 P.M. the Council resumed its business.

Mayor Pro-tem Palmer announced this would be an additional discussion of the taxicab application for rate increase. MR. CHARLES HERRING represented the Yellow Cab Company and Checker Cab Company. Mayor Pro-tem Palmer stated the Council was requesting strict enforcement of the taxi-cab ordinance, and it wanted to discuss some improvements that could be made. MR. FRANK DENIUS represented ROY'S TAXI. MR. RANDOLPH HAWKINS represented his Company.

The Council discussed the insurance coverage that is now required to see if possibly it should be increased. MR. JESSE BARTLETT submitted information on insurance on taxi-cab operations, stating he did not believe the additional coverage could be obtained; and if it could, the operators could not pay the premium. No action was taken on changing the required insurance at this time, and the Mayor Pro-tem stated this would be something that the Council should investigate and study.

Discussion on amendments to the Taxicab Ordinance, covering uniforms and appearance of drivers, and the removal of taxi-cabs if the driver were not complying with the ordinance. Councilman Bechtol emphasized that the franchise holders were to be the ones responsible, and that the Council was going to demand strict enforcement which would include taking a cab out of service. The City Attorney in discussing Article 31.44 asked that "April" be added during the time which a cap and shirt are required.

Mayor Pro-tem Palmer introduced the following ordinance:

AN ORDINANCE AMENDING SECTIONS 31.29 AND 31.44 OF CHAPTER 31 OF THE AUSTIN CITY CODE OF 1954 PERTAINING TO THE PHYSICAL CONDITION AND APPEARANCE OF TAXICABS AND DRIVERS, EFFECTIVE JUNE 1, 1961; AND SUSPENDING THE ORDINANCE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

Councilman Bechtol moved that the Taxi-cab Inspector be instructed that it will expect rigid enforcement of all provisions of the Taxicab ordinance effective June 1, 1961. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

Councilman Bechtol stated that at this hearing, the Council had not discussed the financial conditions of the local carriers, but it was very apparent for the purpose of the record that in 1958-1959 there was a revenue loss of \$12,922.81; and in 1959-60, a loss of \$12,196.96. It being apparent that the public is deserving of a little better taxicab service, and the franchise holders are entitled to a rate increase, Mayor Pro-tem Palmer introduced the following ordinance to become effective May 2, 1961:

AN ORDINANCE AMENDING THAT ORDINANCE ENTITLED " AN ORDINANCE REGULATING TAXICAB SERVICES IN THE CITY OF AUSTIN AND PRESCRIBING RULES AND STANDARDS FOR THE OPERATION AND CONTROL OF SUCH SERVICES IN THE PUBLIC INTEREST; PROVIDING FOR THE GRANTING OF FRANCHISES FOR TAXICAB SERVICES AND CREATING THE TAXICAB FRANCHISE COMMISSION; REQUIRING THE REGISTRATION OF ALL DRIVERS OF TAXICABS; REQUIRING THE INSTALLATION OF TAXIMETERS ON ALL TAXICABS AND FIXING MAXIMUM FARES; PROVIDING FOR ADMINISTRATION AND ENFORCEMENT OF THIS ORDINANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SAVING CLAUSE; PRESCRIBING PENALTIES FOR VIOLATION OF THIS ORDI-

NANCE; AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL JUNE 8, 1950, AND IS RECORDED IN BOOK "P", PAGES 321-345, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING SECTION 34, THEREOF; AND SUSPENDING THE ORDINANCE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Bechtol moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

The ordinance was read the second time and Councilman Bechtol moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Council White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

The ordinance was read the third time and Councilman Bechtol moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

Councilman Bechtol moved the Council allow a period of seven days from the effective date of May 2nd (the date of the rate increase) for changing the taxicab meters before strict enforcement by the Taxicab Inspector, the enforcement date being May 9, 1961. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

Mayor Pro-tem Palmer stated to the taxi-cab franchise holders and operators that a satisfactory arrangement for taxi-cab operations at the new Terminal would be worked out shortly, and the Director of Aviation would like to meet with the group in the near future with some recommendations.

Mayor Pro-tem Palmer brought up the following ordinance for its second reading:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:  
FROM "A" RESIDENCE DISTRICT TO "DL" LIGHT INDUSTRIAL DISTRICT ON A TRIANGULAR TRACT OF LAND FRONTING 546.10 FEET ON THE EAST RIGHT-OF-WAY LINE OF FM 1325 AND APPROXIMATELY 479.10 FEET ON THE WEST RIGHT-OF-WAY LINE OF UPPER GEORGETOWN ROAD, LOCALLY KNOWN AS 9201-9311 FM 1325 (MCNEIL ROAD) AND 9200-9306 UPPER GEORGETOWN ROAD, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

Mayor Pro-tem Palmer brought up the following ordinance for its first reading:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH NELSON PUETT, JR.; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman White moved that the ordinance be passed through its first reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Perry, White, Mayor Pro-tem Palmer  
Noes: Councilman Bechtol  
Absent: Mayor Miller

Mayor Pro-tem Palmer brought up the following ordinance for its second reading:

AN ORDINANCE APPOINTING ELECTION JUDGES AND CLERKS TO SERVE AT THE VARIOUS POLLING PLACES AT THE MUNICIPAL RUN-OFF ELECTION TO BE HELD ON APRIL 29, 1961, IN THE CITY OF AUSTIN; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The ordinance was read the second time and Councilman Perry, moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

The ordinance was read the third time and Councilman Perry, moved that the ordinance be finally passed. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, by virtue of an order of sale issued out of the 53rd District Court of Travis County, Texas, in Cause No. 11496, styled City of Austin vs. Idella Kirk, the hereinafter described property was sold for taxes by the Sheriff of Travis County, Texas, to the City of Austin on the 27th day of July, 1894, said deed being of record in Volume 110, page 445, of the Deed Records of Travis County, Texas; and,

WHEREAS, the taxes on said property which were involved in the tax suit upon which said suit was based, and all costs accrued in said suit and said sale have been fully paid to the City of Austin; and,

WHEREAS, the successors in title of the said Idella Kirk have requested a quitclaim deed from the City of Austin to remove the cloud from their title which has arisen by virtue of said suit and deed; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized and directed to execute a quitclaim deed; on behalf of the City of Austin, quitclaiming to Idella Kirk, her heirs, assigns and successors in title, all right, title and interest acquired by the City of Austin by the above described deed in and to the following described property, to-wit:

The West 39 feet of Lot 1, Block 3, Welch's Subdivision Outlot 34 and 46, Division "0" according to the map or plat of said Subdivision recorded in Volume 1, page 28 of the Travis County Plat Records.

The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

Mayor Pro-tem Palmer introduced the following ordinance:

AN ORDINANCE ESTABLISHING A PROPOSED BUILDING LINE, SAID PROPOSED BUILDING LINE BEING SOUTH OF THE SOUTH LINE OF LOT 1, BLOCK 56, IN THE ORIGINAL CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; WAIVING ANY CLAIM WHICH THE CITY OF AUSTIN MAY HAVE FOR REAL OR SUPPOSED ENCROACHMENT ON SAID STREET; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Perry moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

The ordinance was read the second time and Councilman Perry moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

The ordinance was read the third time and Councilman Perry moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

Mayor Pro-tem Palmer introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING TO PUBLIC TRAVEL THAT CERTAIN PORTION OF VANCE STREET WHICH EXTENDS FROM THE SOUTHEAST LINE OF RIDGEWOOD ROAD IN A SOUTHERLY OR SOUTHEASTERLY DIRECTION TO THE EAST LINE OF RIDGEWOOD VILLAGE SECTION 1; RETAINING AN EASEMENT FOR ELECTRICAL PURPOSES; AND SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, after an engineering and traffic investigation, the City Council has found that the circumstances are such that the maximum reasonable and safe speed for the operation of vehicles at the following location is greater than thirty (30) miles per hour; and,

WHEREAS, after said investigation the City Council has found that the maximum reasonable and safe speed for the operation of vehicles is fifty (50) miles per hour at the following locations:

<u>ON STREET</u>	<u>FROM</u>	<u>TO</u>
Ben White Boulevard	East City Limit Line	West City Limit Line

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Clerk be authorized and instructed to record this finding in Section 33.40 of the Traffic Register.

The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Perry, White, Mayor Pro-tem Palmer  
 Noes: Councilman Bechtol  
 Absent: Mayor Miller

The Council postponed action on the following zoning application until next week:

GEORGE H. WALKER	1804-08 West 35th St.	From "B" Residence To "LR" Local Retail NOT Recommended by the Planning Commission.
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Mayor Pro-tem Palmer brought up the following ordinance for its second reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 117.55 ACRES OF LAND, MORE OR LESS, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY NO. 15 AND THE JAMES P. WALLACE SURVEY NO. 18 IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the second time and Councilman White moved that the ordinance be passed to its third reading. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

Councilman Perry offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves the property situated on the south side of Raymond Street as a private gasoline plant consisting of a 1,000 gallon tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, which property is owned by Colorpress, Inc. and is Lots 1, 2, & 3, Block D, Plaza Place, of the City of Austin, Travis County, Texas, and hereby authorized the said Colorpress, Inc., to operate a private gasoline plant consisting of a 1,000 gallon tank

and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, subject to the same being operated in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant after full compliance with all the provisions of this resolution, and said permission shall be held to be granted, and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Colorpress, Inc. has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas  
April 20, 1961

"Mr. W. T. Williams, Jr.  
City Manager  
Austin, Texas

"Dear Sir:

"I, the undersigned, have considered the application of Colorpress, Inc., by their agent, Walter Adams, for permission to operate a private gasoline plant consisting of a 1,000 gallon underground tank and electric pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, upon property located on the south side of Raymond Street, which property is designated as Lots 1, 2, & 3, Block D, Plaza Place, in the City of Austin, Travis County, Texas, and locally known as 705 Raymond Street.

"This property is located in a "C" Commercial District and I recommend that this permit be granted subject to the following conditions:

"(1) That the gasoline tanks and pumps shall be of an approved type and shall bear the label of the Underwriters Laboratories, Inc., and that all tanks and pumps shall be installed in compliance with the Ordinance governing the storage and handling of gasoline.

"(2) That all tanks and pumps shall be located not nearer than 10 feet to the property line and so located that cars stopped for the purpose of unloading or receiving gasoline or other supplies shall not in any way obstruct the free passage of traffic on either the sidewalk, street, or alley.

"(3) That "No Smoking" signs shall at all times be prominently displayed and no person shall be permitted to smoke on the premises where gasoline is handled or stored.

"(4) That all fees shall be paid and a permit secured from the Building Inspector's office before any installation work is started, and that no equipment shall be placed in operation until after final inspection and approval of same.

"Respectfully submitted,

"s/ Dick T. Jordan  
Building Official"

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer

Noes: None

Absent: Mayor Miller

Mayor Pro-tem PALMER read two letters addressed to the Fire Chief, Mr. Dickerson, thanking him for his assistance in helping control a recent fire.

The City Manager submitted the request of MR. G. A. SMITH, resident of Lake Austin Estate, and owner of 35' replica of a Mississippi River Boat, for permission to take passengers and parties from the City Park and use the docks for loading and unloading passengers. Mr. Smith had stated those who patronized the park were not boat owners and would like to make cruises on the lake. The request included permission to start a towing service for skiers. The Council took no action.

The City Manager submitted the recommendation of the Director of Recreation for concessionaire at Lake Austin Park. MR. J. GARLAND NELMS had presented a proposal. The Director of Recreation recommends that Mr. Nelms be given the food and drink concession and rent boats for 10% of the gross receipts for one year. The City Manager stated he too recommended this concession, and reported on total receipts of the past year. Councilman Perry moved the Council approve the recommendation. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer

Noes: None

Absent: Mayor Miller

The City Manager invited the Council to be guests of the Department Heads at a dinner at the Restaurant in the Terminal Building, on either the 9th, 10th, or 11th of May. The Council stated it could be present on Wednesday, May 10th. The Mayor Pro-tem, on behalf of the Council, accepted the invitation with thanks.

The City Manager reviewed figures for the cost of the Public Address System in that the city's cost was \$5,000, and it would take 10 years to amortize it at \$41.00 per month without interest. There is a service contract plus cost of parts which would make \$64.81 which the City would be out on the Public Address System. He recommended that the Airlines pay \$24.00 each for their use of the system. He stated this would provide enough to amortize the system and leave a certain amount for spare parts. Councilman Perry moved the City Manager be authorized to enter into a contract with the Airlines as recommended. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

The City Manager submitted recommendations for rentals at the airport as follows:

#### DISPLAY CABINETS

Rentals to be established at \$25 per month for one-window cases and \$30 per month for end cases, and that Director of Aviation be authorized to rent cases to approved type of businesses on month to month basis. Examples of approved types: Hotels, Fixed base operators, Clothing, Cosmetics, Etc.

NOT APPROVED: Liquor, beer, anything which would create a bad public impression.

#### RENTAL SPACES:

Rent already established at \$4.25 per sq. ft. per year. Recommend Director of Aviation be authorized to rent these spaces to approved types of business on month to month basis. Examples of approved types: Fixed base operators, Cosmetic shop, Candy Shop, Office for real estate, general insurance, etc.

Any type shop not in conflict with exclusive contracts given others.  
NOT APPROVED: Liquor store, sandwich shop.

In any case where percentages are involved, proposals will be submitted to Council for approval.

#### CAR RENTAL AGENCIES

\$250 per month minimum guarantee or 10% of gross, whichever is greater, plus \$4.25 sq. ft. per year for all space occupied in building in excess of 48 square feet. Agencies to be restricted to car rental business only.

Councilman Perry moved that the City Manager be authorized to enter into these contracts on the basis set forth. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller  
Not in Council Room when vote was taken: Councilman Bechtol

The City Manager had a sketch of the intersection of Morningside Drive and 45th Street, which has been giving considerable trouble to both the City and the property owners. The new property owners, Mr. Gibson Randle and others, are interested in paving. This Drive is also a one-way south. The City Manager stated a culdesac could be provided. Another question to consider is in the event of paving, since it is a local street which services only the property owners, should

the property owners pay the whole cost or not. The City Manager suggested another solution in that all of the property owners could get together and request that the drive be vacated, and the City could sell them its part and let them work out a joint parking lot with limited access on Lamar. Councilman White moved the City Manager be given permission to proceed with the plans as presented, or to go ahead and work the other plans out. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller  
 Not in Council Room when vote was taken: Councilman Perry

The City Manager reported receipt of a letter from the Corps of Engineers at Galveston, who plan to build an Armory on a lease they now have, requesting extension of this lease.

COUNCILMAN WHITE made a report on the offer made to BROWN & ROOT for purchase of property across from the service center, in that the Council had authorized him to offer \$50,000 for the tract, and that he had met with MR. GENE GUTHRIE. He stated in the meantime the City Attorney had contacted their attorney and worked out something that would take only a few days. The City Attorney read a letter he had written, stating the letter was the final offer; and if the Brown Securities had not indicated its willingness to accept \$50,000 for the property on or before April 24, 1961 at noon, it would be necessary to commence an action in eminent domain to acquire the property for public use in connection with its service center and electrical and water departments. Councilman Bechtol moved that Councilman White's action be confirmed. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

The Council received notice from the City Manager that the following zoning applications were referred to the Plan Commission and set for public hearing before the Council on June 1, 1961:

NELSON PUETT, JR.	5421-33 Burnet Road 1800-12 Houston St. 5500-5502 Clay Ave.	From "A" Residence 1st H&A & "C" Commercial 2nd H&A To "C" Commercial 2nd H&A
MRS. SOPHIE WINFIELD	1607 West Avenue	From "A" Residence 1st H&A To "O" Office 1st H&A

JIM NOVY	1505-09 West Avenue 705-09 West 16th St.	From "A" Residence 1st H&A To "O" Office 2nd H&A
E. T. HOLLY	2401-05 West 10th St. 904-06 Possum Trot	From "A" Residence 1st H&A To "BB" Residence 1st H&A
R. E. WESTBROOK	8316-22 (8304) Burnet Road 2400-06 Buell Avenue	From "A" Residence To "C-1" Commercial
MRS. MARTHA G. YARRINGTON, By Sterling Sasser, Jr.	706 West 34th	From "A" Residence To "O" Office
CHARLES C. BROCK	Rear of 2219-2225 (2209) South 1st	From "A" Residence To "C" Commercial
MARY B. HARPER, By Doak Rainey	2130-32 Goodrich Ave.	From "A" Residence & "C" Commercial To "C" Commercial
CHARLES D. NASH	1120-1208 E. 52nd St.	From "A" Residence To "BB" Residence
IRVING L. RAVEL	Rear of 5610 Adams Ave. (5517) Burnet Road)	From "C" Commercial To "C-1" Commercial
STANFORD ENTERPRISES & SCMD TRUST, By Thomas Gee	Tract 1: 7005-07 Mira Loma Tract 2: 7009-11 Mira Loma 2001-13 US Hwy. 20	From "A" Residence To "O" Office From "A" Residence To "LR" Local Retail
JOHN T. SCHNEIDER, By Svea Sauer	2112 Lawnmont Ave.	From "A" Residence To "C" Commercial
M. L. CRUMLEY	403-07 St. John's Ave. 7112-14 Northcrest Blvd.	From "A" Residence To "C" Commercial
CHESTER H. DORMON	4401 Russell Drive 1701-05 W. Ben White Blvd.	From "A" Residence 1st H&A To "C" Commercial 6th H&A
TOM MOSES ATTAL	1010 Daniel Drive 511-515 Dawson Rd.	From "A" Residence 1st H&A To "BB" Residence 2nd H&A

ROGAN B. GILES & J. B. GILES, JR.	1103-1201 Fernwood Rd. 4401-23 Inter. Hwy. 4419 Airport Blvd.	From "A" Residence 1st H&A & "C" Commercial 5th H&A To "C-1" Commercial 5th H&A
ROGAN B. GILES	3712-Lafayette 1305-07 E. 38½ St.	From "A" Residence To "O" Office
GAGE WESTERN INVEST- MENTS, INC., By Louie Gage	7200-10 Hardy Dr.	From "A" Residence To "GR" General Retail
M. Z. COLLINS, By Stanley Blazyk	1204-1304 & 1301-07 Edgecliff 900-02 Manlove St. 1001-25 Inter. Hwy.	From "O" Office 1st H&A To "O" Office 2nd H&A
AUSTIN CORPORATION, By D. B. Barrow, BRADFELD CUMMINS & BRADFELD, By W. L. Bradfield	Tract 1 3714-24 Bull Creek Rd. 3800-10 Dry Creek Dr. 5901-09 Mountainclimb Dr. 3801 Hillbrook Dr. Tract 2 5900-04 Mountainclimb Dr. 3900-02 Dry Creek Dr. Tract 3 3803 Hillbrook Drive	From Interim "A" Residence To "LR" Local Retail
JOHN D. HUBBERT, By J. T. Baumgardner	2215-2231 Redwood Ave. 4401-25 New Manor Road	From "A" Residence To "GR" General Retail
BEULAH EDMERSON, By F. B. Vaughn	1201 Deloney St. 3800-04 E. 12th St.	From "A" Residence To "C" Commercial
HERMAN E. MCKINNEY, By Trueman O'Quinn	1500 Exposition Blvd. 2700-04 Enfield Road	From "A" Residence To "LR" Local Retail
A. M. RUNDELL	1500-06 Elmhurst Dr. 1400-10 Summit Street 1501-11 Sunnyvale St. 1405-09 Inter. Hwy.	From "A" Residence To "BB" Residence

There being no further business Councilman Bechtol moved that the Council adjourn. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

The Council adjourned at 6:30 P.M. subject to the call of the Mayor.

APPROVED

*Lucretia E. Padon*

Mayor Pro-tem

ATTEST:

*Elsie Hoosley*

City Clerk